

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION**

HELEN HOLLAND, Individually, on
behalf of herself and on behalf of all other
similarly situated current and former
employees,

Plaintiffs,

v.

FULENWIDER ENTERPRISES, INC., a
North Carolina Corporation, PHOENIX
TACO, L.L.C., a North Carolina Limited
Liability Company, MICHAEL
FULENWIDER, an Individual, TOM
HIRUNPUGDI, an Individual, and
ERSKINE WHITE, an Individual,

Defendants.

C.A. No.: 1:17-cv-00048-MOC-DLH

THIS MATTER is before the Court on the Joint Motion for Settlement Approval and Dismissal with Prejudice. The Court has reviewed the settlement in this case which has been approved by all Named and Opt-In Plaintiffs, and, comparing such with the pleadings already filed in the case, finds the settlement to be a fair, adequate, and reasonable compromise of a dispute under the *Fair Labor Standards Act*, 29 U.S.C. § 201, *et seq.* (the “FLSA”). Based on such determination, the Court enters the following Order approving the settlement, dismissing the case, and retaining jurisdiction to enforce the terms of the agreement if necessary.

ORDER

IT IS, THEREFORE, ORDERED that the joint Motion for Settlement Approval and Dismissal with Prejudice is **GRANTED**, the proposed settlement is **APPROVED** as it is a fair, adequate, and a reasonable compromise of a dispute under the *Fair Labor Standards Act*, and this

action is **DISMISSED** with prejudice, with the Court retaining jurisdiction to enforce the terms of the agreement, if necessary.

IT IS FURTHER ORDERED that each party shall bearing their own attorneys' fees and costs, except as set forth in the settlement agreement.

The Clerk of Court is instructed to close this case.

Signed: _____, 2019

The Honorable Max O. Cogburn, Jr.

4811-1575-1314, v. 1